

SETTING ASIDE EWE DEFAULT JUDGMENT

NON EWE EVICTION CASE

Ekkewe chon rent ir mi require ar repwe wareiti (“nomwota”) atun ar ewe eviction case Ika pwe ewe chon rent ese war, iwe ewe imwen kepwung epwene wanong ewe default judgment ngeni ewe chon rent ika pwe ewe soufenu mi fiti meinisin ekkewe legal requirements ren ewe eviction. Ika pwe ekkewe chon rent aa or ewe default judgment rer, iwe ewe soufenu aa tongeni epwe nukei ewe sheriff an epwene atouwa ekkewe chon rent. Nge ika pwe ewe default judgment aa fen katonong nap seni ruwanu ran nge ese sheriff ese mwo pwan wareiti an epwe siwini ekkewe nok, iwe mi chiwen or fansoun an kopwe tingori ewe imwen kepwung an epwe set aside ewe default judgment me reschedule ewe ranin pwinin maramen chufengen.

Ei packet mi anomwu meinisin ekkena taropwe an ewe chon rent epwe tongeni tingorei ewe imwen kepwung an epwe set aside ewe default judgment. Meinisin ekkei taropwe kopwe nengeni fichi me amasowa. Ekkewe chon rent repwe pwan mwithir me file ewe form ren ewe imwen kepwung. Ika pwe ewe judgment aa fen katonong, nge ese mwo tou angangan, iwe mi chok pwan or fansoun omw kopwe set aside ena judgment me ar repwe tongeni reschedule ena minafon pwinin maram.

Ei nge esapw ew legal advice. Ei nge tichikin porous ngeni ekkewe chon rent ar repwe sinei me nounou. Ika pwe ke mwochen advice ren pekkin won omw na case, iwe kopwe fen fos ngeni emon souennuk. Ekkewe chon rent repwe nounou ena blank form mi fiti ekkena instructions omw kopwe ifa usun me file ena motion me non imwen kepwung, nge ach ei ofes esapw wisen representinuk non omw na case chinon chok ika pwe mi or ena etipew sa etipew won.

Met ei uwa tingoren ei imwen kepwung epwe fori?

Ewe imwen kepwung ina epwene wanong ewe judgment ngeni ewe chon rent pwe ewe chon rent ewe wareiti an ewe mwiich ika ewe ewin mwiich. Nge ewe sheriff ese mwo wareiti an epwe siwini ekkewe nok iwe ina epwe or omw fansoun omw kopwe tingorei ewe imwen kepwung an epwe set aside ewe judgment iwe aa ngonuk ena minafon pwinin maram omw kopwe chunong sefan non imwen kepwung. Ren omw kopwe fori ei, iwe ewe chon rent epwe file ewe si kan era “motion to set aside the judgment.” Ei mi pwan tongeni epwe iteni “motion for relief from default.” Wewen ei nge, ewe chon rent mi tongeni epwe tingorei ewe imwen kepwung an repwe pwoywuta sefan, pwe ewe chon rent mi or wewen an ewe ese wareiti ewe atun mwiuch. Ewe motion ren an epwe set aside sipwe tongeni nounou ika pwe ewe soufenu ese meet ekkewe requirements ren ekkewe taropwen eviction.

Met ekkena requirements ren ena default?

Ewe imwen kepwung epwe chok mwut ngeni ekkewe chon rent repwe default ika pwe ekkewe chon rent rese wareiti ewe fansoun mwich me ekkewe taropwen eviction mi pwung.. Ika pwe ewe chon rent ese wareiti imwen kepwung nge ewe soufenu mi wareiti, iwe ekkewe taropwen eviction epwe pwan pwunguno. Iwe ewe soufenu epwe pwan ennetata ika wanong ewe declaration epwe pwan ennetata, pwe ren ar pwungun sinei, ewe chon rent mi chok nomw non an ewe imwen rent.

Met kich mi aneani nge ew wewe mi eoch omw kose wareiti imwen kepwung?

Ekkewe wewe mi eoch omw kose wareiti ewe pwinin imwen kepwung iwe mi pachenong semwen, nomw pioing, or terumw, eseor wom, ika or weiresin mecha ren omw kopwe kokori ewe imwen kepwung . Kose weweiti ekkewe taropwen imwen kepwung pwokiten esapw ina fosun fenuwom, mi or omw ewe learning disability, ika pwan ew soddun disability ina ekkena wewe mi eoch.

Eseor ennuK mi weires me mwitir, aa pwisin nemenien ewe soukepwung an epwe finata ika ewe chon rent mi eoch wewen an ese wareiti ewe imwen kepwung.

Pwan met ekkoch weewe ren faniten ena default?

Ika pwe ekkewe taropwen eviction mi mwaan, ewe imwen kepwung esapw anomwu ewe chon rent non default. Ika pwe ke nuku nge mi or osukosuken ewe legal ren an noun ewe soufenu kewe taropwen eviction, iwe ina ena wewe kich mi tongeni sipwe set aside ewe default. Ika, ewe soufenu mi sinei nge ewe chon rent aa fen tou seni an ewe property mwen ewe pwinin maram repwe wareiti ewe imwen kepwung, iwe ewe chon rent mi tongeni awewei me non ena request pwe epwe set aside ewe default. **Ekkewe chon rent ir mi tongeni repwe apachanong ekkewe porous ren ika pwata rese wareiti ewe ranin ita ururun repwe wareiti ewe imwen kepwung.**

Met epwe nomw non ekkewe taropwen imwen kepwung?

Ekkewe chon rent repwe amasowa meinisin ekkewe taropwe me non ei packet mi pwan pachenong ekkei instructions. Mi pachenong:

- **Ewe motion epwe side aside:** ekkewe chon rent repwe amasowanong iter, iten nour ewe soufenu, ewe nampan case, iwe pwan saini ena motion
- **Aninin ewe Declaration:** ekkewe chon rent repwe amasowanong iter, iten nour ewe soufenu, ewe ewe nampan case, iwe repwe pwan awewei:
 - pwata rese wareiti ewe ranin chufengen non imwen kepwung
 - ika pwe mi or osukosukan an ewe soufenu kewe taropwen eviction, iwe met ena osukosukan
 - ika pwe ewe chon rent aa fen tou, iwe ewe chon rent epwe pwan awewei inet atun aa tou seni me ifa usun an ewe soufenu aa sinei pwe ewe chon rent aa tou.Ewe chon rent epwe saini me watiw ewe pwinin maram won ewe declaration. Ewe declaration mi nomw fan enurun omw kopwe ennetata nge meinisin ekkei metoch ke makketiw mi pwung mi pwan ennet, ina pwata ekkewe chon rent met ekkena oupwe makketiw won ei delcaration epwe ren pwungun.
- **Penuwan:** Ekkewe chon rent repwe amasowa ekkena penuwan ngeni ewe eviction ika iwe repwe file ika iwe ir mi wareiti ewe ranin chufengen non imwen kepwung. Penuwan kana esapw konien pwan tam, iwe mi pwan tongeni epwe amended (siwin).
- **Certificate of service:** ekkewe chon rent repwe amasowanong iter me an ewe soufenu address, iwe repwe pwan send ewe kapin ekkewe taropwe an epwe file non imwen kepwung.

Meinisin ekkei taropwe epwe file me non ewe imwen kepwung **atun ika mwen** ewe pwinin maram ewe chon rent ita epwe tou.

Met epwe fis mwirin?

Ewe imwen kepwung epwe katon ekkewe taropwe iwe epwe finata ika ewe chon rent mi or wewen an ewe ese wareiti ewe ranin aa fis ewe mwich. Ewe imwen kepwung epwe fori ew me nukun ekkei unungat metoch:

- **Epwe set ewe arongorongen motion.** Ika pwe ewe imwen kepwung aa set ewe arongorong, iwe ewe chon rent epwe wareiti ewe fansoun an epwe awewei ika pwata ese war non ewe atun akomw ewe.
- **Epwe grant ewe motion me set ew minafon pwinin maramen ewe ranin chufengen non imwen kepwung.** Ika pwe ewe imwen kepwung aa grant ewe motion, iwe ewe chon rent epwe or noun taropwen esinesin ren ewe minafon pwinin maram.
- **Esapw etiew ewe motion.** Ika pwe ewe imwen kepwung esapw etiwa ewe motion, iwe ewe chon rent epwene tou me non nenian ewe.

Ren met ewe ewe imwen kepwung aa finata epwe fori, mi fokkun **wesen euche**a ngeni ekkewe chon rent ar repwe porous ngeni ewe imwen kepwung ren ar repwe ifa usun me tori ewe chon rent. Ekkewe chon rent repwe update nampan nour kewe fon me ar kewe email address me non ewe imwen kepwung, repwe fori met epwe suk ren ar kewe voicemails, me fori met epwe chachi nour kewe fon ren. Ika pwe ewe chon rent ese rongo sefan seni ewe imwen kepwung mwirin ew ika ruu ran me mwirin an aa wanong noun kewe taropwe, iwe mi fen each ewe chon rent epwe kokori sefani ewe imwen kepwung aa cheki pwisin.

Met epwe fis ika pwe ewe imwen kepwung aa grant ini ewe motion me reschedule ewe arongorong?

Ika pwe ewe imwen kepwung aa grant ewe motion ren an epwe set aside ewe default judgment, iwe usun nge ewe judgment ese fis. Ewe case epwe pwoywuta sefan omw ka keran wareiti.

Ika ekkewe chon rent ra mwochen aninis ren pekkin legal ren ewe eviction, iwe repwe mwitir kokori ewe Eviction Defense Project ren ewe nampa t (888) 585-9638, ika email ngenir evictiondefense@oregonlawcenter.org

Ika ke mwochen fos ngeni emon souennuk ren omw pwung, iwe en mi tongeni kopwe kuta an kewe contact information ren ewe legal aid ofes unukumw won <https://oregonlawhelp.org/find-legal-help>

En mi tongeni kopwe kuta tichikin porousen an ekkewe chon rent pwung, pachenong porousen ewe eviction process, won www.OregonRentersRights.org